

## TELEFAX COVER SHEET

**PATTERSON & SHERIDAN, LLP**

ATTORNEYS AT LAW  
 595 SHREWSBURY AVENUE  
 FIRST FLOOR  
 SHREWSBURY, NJ 07702  
 TELEPHONE (732) 530-9404  
 TELEFAX (732) 530-9808

\*\*\*\*\*  
 THIS TELEFAX MESSAGE IS ADDRESSED TO THE PERSON OR COMPANY LISTED BELOW.  
 IF IT WAS SENT OR RECEIVED INCORRECTLY, OR YOU ARE NOT THE INTENDED  
 RECIPIENT, PLEASE TAKE NOTICE THAT THIS MESSAGE MAY CONTAIN PRIVILEGED OR  
 CONFIDENTIAL MATERIAL, AND YOUR DUE REGARD FOR THIS INFORMATION IS  
 NECESSARY. YOU MAY ARRANGE TO RETURN THIS MATERIAL BY CALLING THE FIRM  
 LISTED ABOVE AT (732) 530-9404  
 \*\*\*\*\*

THIS MESSAGE HAS 5 PAGES INCLUDING THIS SHEET

TO: Commissioner for Patents

FAX NO.: 703-746-4000

FROM: Eamon J. Wall

DATE: 9/6/05

MATTER: Serial No. 09/458,796 Filed: 12/9/99

DOCKET NO.: TVG/245CIP3

APPLICANT: Gordon

The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile:

- |   |  |
|---|--|
| <input type="checkbox"/> Petition   | <input type="checkbox"/> Transmittal Letter (2 copies)                 |
| <input type="checkbox"/> Disclosure Statement & PTO-1449                  | <input type="checkbox"/> Fee Transmittal (2 copies)                    |
| <input type="checkbox"/> Priority Document                                | <input checked="" type="checkbox"/> Deposit Account Transaction        |
| <input type="checkbox"/> Drawings ( <u>  </u> sheets) informal            | <input checked="" type="checkbox"/> Facsimile Transmission Certificate |
| <input checked="" type="checkbox"/> PTO-85 ISSUE FEE TRANSMITTAL          | <u>dated</u>   |
| <input checked="" type="checkbox"/> Request for Application of Previously |  |
| <u>Paid Issue Fce Against Issuc Fee Due 9/8/2005</u>                      |  |
| <u>X APPLECTANT IS NOT A SMALL ENTITY</u>                                 |  |

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 9/6/05 Facsimile No. 703-746-4000.

LAURA E. CRATER  
 Name of person signing this certificate

Laura E. Crater, 9/6/05  
 Signature and date



PATENT  
Atty. Dkt. No. DIVA/245CIP3  
Serial No. 09/458,796  
Page 1 of 2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT APPLICATION**

In re Application of: **Gordon, et al.**

Attorney Docket No.: **19880-000720**  
**(SEDN/245CIP3)**

Serial No.: **09/458,796**

Group Art Unit **2611**

Filed: **December 9, 1999**

Examiner: **Huynh, Son P.**

Confirmation #: **9295**

For: **APPARATUS AND METHOD FOR COMBINING  
REALTIME AND NON-REALTIME ENCODED CONTENT**

<b>CERTIFICATE OF MAILING OR TRANSMISSION</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, on the date indicated below.	
<u>9/6/05</u>	<u>Laura C. Crater</u> Laura C. Crater
Date	

MAIL STOP ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR APPLICATION OF PREVIOUSLY PAID ISSUE FEE AGAINST ISSUE  
FEE DUE ON SEPTEMBER 8, 2005**

Dear Sir:

This application was allowed on July 13, 2004. The issue fee was paid on September 8, 2004. Applicants petitioned for withdrawal of the application from issue. Applicants' Petition was granted on January 28, 2005, and the application was withdrawn from issue.

By Notice of Allowance mailed on June 8, 2005, 2005, this application has been re-allowed. Applicants respectfully request that the Commissioner for Patents apply the previously paid issue fee (\$1,330 at the large entity rate) to the issue fee (\$1,400 at the large entity rate) due on September 8, 2005. Applicants are no longer claiming small entity status.

Applicants' completed PTOL-85 Issue Fee transmittal is enclosed. The Commissioner is authorized to charge the additional issue fee, and any other fees due

392987-1

Sep-06-2005 09:42am From-Moser, Patterson & Sheridan, LLP - NJ +17325309808 T-430 P.003/005 F-420

PATENT  
Atty. Dkt. No. DIVA/245CIP3  
Serial No. 09/458,798  
Page 2 of 2

to make this response timely and complete, to counsel's Deposit Account No. 20-0782/SEDN/245CIP3.

Respectfully submitted,

Dated: 9/6/05

E.J.Wall  
Eamon J. Wall  
Registration No. 39,414  
Attorney for Applicants

PATTERSON & SHERIDAN, LLP  
595 Shrewsbury Avenue, Suite 100  
Shrewsbury, New Jersey 07702  
Telephone: 732-530-9404  
Facsimile: 732-530-9808

392987-1